



IAP12 Rec'd PCT/PTO 08 AUG 2007

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

National Phase Filing of

International Application No. PCT/US2005/003621

Serial No. : 10/590,531

Applicants : Rex J. Kuriger and Andrew J. Dosmann

PCT Filing : February 4, 2005

Date

Title : METHOD AND APPARATUS FOR MEASURING AN  
ANALYTE IN A BODY FLUID

TC/A.U. : Unassigned

Examiner : Unassigned

Docket No. : 247082-000090USPX (MSE-2685)

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**RESPONSE TO NOTIFICATION OF INSUFFICIENT FUNDS**

Dear Sir:

This is in response to the Notification of Insufficient Fees ("Notification") mailed on June 5, 2007. The shortened statutory period for response is two months from the mailing date, *i.e.*, by Monday, August 6, 2007. The Notification indicates that \$430.00 is owed. The Commissioner is authorized to deduct the fees of \$430.00 (except for payment of the issue fee) from the Nixon Peabody Deposit Account No. 50-4181, Order No. 247082-000090USPX for payment of these fees. If you have any questions, please contact the undersigned attorney.

Adjustment date: 08/10/2007 MKAYPAGH  
06705/2007 VWALLACE 00000003 10590531  
01 FC:1206 -100.00 OP

Date: August 6, 2007

08/10/2007 MKAYPAGH 00000062 504181 10590531  
01 FC:1642 300.00 DA 100.00 OP  
02 FC:1617 130.00 DA

Respectfully submitted,

John C. Gatz

Reg. No. 41,774

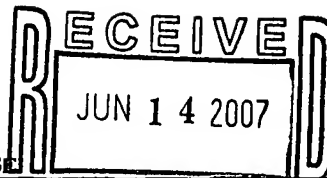
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Attorney for Applicants



PCT

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
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Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/590,531	Rex J. Kuriger	47082-090USPX

53651  
BAYER HEALTHCARE, LLC  
555 WHITE PLAINS ROAD  
TARRYTOWN, NY 10591

**DOCKETED**

INIT. 18 DATE: 6/14/07  
ACTION fees due DATE: 8/5/07  
deadline 12/5/07

INTERNATIONAL APPLICATION NO.	
PCT/US05/03621	
I.A. FILING DATE	PRIORITY DATE
02/04/2005	

CONFIRMATION NO. 9794  
371 FORMALITIES LETTER  
  
\*OC000000024220389\*

Date Mailed: 06/05/2007

**Notification of Insufficient Fees (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 08/24/2006
- Copy of the International Search Report filed on 08/24/2006
- Preliminary Amendments filed on 08/24/2006
- Information Disclosure Statements filed on 03/02/2007
- Oath or Declaration filed on 08/24/2006
- U.S. Basic National Fees filed on 08/24/2006
- Substitute Specification filed on 08/24/2006
- Priority Documents filed on 08/24/2006
- Power of Attorney filed on 08/24/2006
- Specification filed on 08/24/2006
- Claims filed on 08/24/2006
- Abstracts filed on 08/24/2006
- Drawings filed on 08/24/2006

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$430** for a Large Entity:

- **\$130** Surcharge.

- The application search fee has not been paid. Applicant must submit **\$400** to complete the search fee. Note a surcharge will be required if submitted later than commencement of the national stage (37 CFR 1.492(h)) and the basic national fee was not paid before July 1, 2005.

(A previous payment of **\$100** will be applied to the additional fees indicated above.)

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

VONDA M WALLACE

Telephone: (703) 308-9140 EXT 225

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/590,531	PCT/US05/03621	47082-090USPX